THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION NO. 19088 OF 2005

Dated 30th August 2005

Between:

M.Kartar S/o.Bansilal, aged 44 years,

Occu:Assistant Manager, Andhra Bank, Podili,

Prakasam District.

…Petitioner

And

The Govt.of Andhra Ptradesh, rep.by its

Prl.Secretary, Tribal Welfare Department, Hyderabad,

and two others.

…Respondents

THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION NO. 19088 OF 2005

O R D E R:

The petitioner was appointed as an attender in Andhra Bank, against a vacancy reserved in favour of the Scheduled Tribes. The petitioner claimed the status of a Scheduled Tribe, on the basis of a caste certificate issued to him, by the then Tahsildar. Subsequently, an enquiry was conducted under the provisions of the Andhra Pradesh (SC, ST & BCs) Regulation of Issue of Community Certificates Act, 1993, for short "the Act", wherein it was found that the petitioner does not belong to Scheduled Tribe. Through an order dated 6.02.2005, the District Collector,

Nizamabad, the second respondent herein, cancelled the caste certificate of the petitioner, issued to him in the year 1985. Petitioner claims that he preferred an appeal, before the first respondent, under Section 7 of the Act. His grievance is that the appeal is not disposed of, and in the mean while, he is suffering without employment.

Heard the learned counsel for the petitioner and the learned Government Pleader for Social Welfare.

The petitioner availed the statutory remedy of appeal, before the first respondent, under Section 7 of the Act, in the month of March 2005, against the order of cancellation of his caste certificate. It is true that the petitioner was removed from service, on the strength of the cancellation of his caste certificate. However, it cannot be said that the first respondent unduly delayed the disposal of the appeal. Hardly few months have elapsed from the date of filing of the appeal. In view of the fact that the petitioner is kept out of employment, the matter needs to be attended to, with a semblance of priority.

For the foregoing reasons, the writ petition is disposed of, directing the first respondent, to hear and pass appropriate orders in the appeal preferred by the petitioner, within a period of two months, from the date of receipt of a copy of this order. There shall be no order as to costs.

30th August 2005

PAN